

**TERMINAL DISCLAIMER TO OBVIATE A PROVISIONAL DOUBLE PATENTING
REJECTION OVER A PENDING "REFERENCE" APPLICATION**

 Docket Number (Optional)
021167-001100US

In re Application of: Robert F. Ballint and Jeng-Horng Her

Application No.: 10/677,131

Filed: September 30, 2003

For: METHODS FOR AFFINITY MATURATION

The owner*, KaloBios Pharmaceuticals, Inc., of one-hundred percent interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application which would extend beyond the expiration date of the full statutory term of any patent granted on pending reference Application Number 10/208,730, filed on July 29, 2002, as such term is defined in 35 U.S.C. 154 and 173, and as the term of any patent granted on said reference application may be shortened by any terminal disclaimer filed prior to the grant of any patent on pending reference application. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and any patent granted on the reference application are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

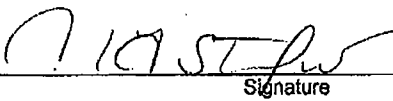
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2. ☐ The undersigned is an attorney or agent of record. Reg. No. _____

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CAROL A. STRATFORD, General Counsel & Head Intellectual Prop
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